## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Theresa M. Munro

Type Name of Person faxing this document

Signature

October 5, 2006 FAX RECEIVED

OCT **0 5** 2006

Attorney Docket No. P31220X2C2

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Leonard et al.

October 5, 2006

Serial No.:

10/024,858

Group Art Unit No.: 1615

Filed:

December 18, 2001

Examiner: H. Sheikh

For:

Paroxetine Controlled Release Compositions

Commissioner for Patents

Mail Stop: Box 313C

Alexandria, VA 22313-1450

## PETITION FOR WITHDRAWAL OF PATENT FROM ISSUE

Pursuant to 37 C.F.R. §1.313(c)(2), Applicants hereby respectfully petition the Assistant Commissioner to withdraw the application from issue. Please charge the required fee of \$130.00 for consideration of the Petition to Deposit Account No. 19-2570.

This request for withdrawal from issue of a prospective United States patent is made in conjunction with the attached Request for Continued Examination under 37 C.F.R. §1.114 to have new information considered. An Information Disclosure Statement, Form PTO 1449 listing 3 references, and 2 references are submitted herewith.

In view of the foregoing, Applicants respectfully request that this application be withdrawn from issue for consideration of the matter identified above.

10/06/2006 CKHLOK

00000011 192570

01 FC:1464

130.00 DA

Serial No.: 10/024,858 Group Art Unit No.: 1615

Please charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 19-2570.

Respectfully submitted,

Wayne J. Dustman Attorney for Applicants Registration No. 33,870

GLAXOSMITHKLINE
Corporate Intellectual Property - UW2220
P.O. Box 1539
King of Prussia, PA 19406-0939
Phone (610) 270-5023
Facsimile (610) 270-5090
n:\wjd\paroxetine\P31220 Paxil CR\petition for withdraw #2.doc